

**Alton Coal Development, LLC**

463 North 100 West, Suite 1

Cedar City, Utah 84720

Phone (435) 867-5331 • Fax (435) 867-1192

COPY

October 13, 2009

Daron R. Haddock
Department of Natural Resources
Utah Division of Oil, Gas & Mining
1594 West North Temple, Suite 1210
Salt Lake City, UT 84114

***Re: Supplemental Information to Response of Technical Review (Task ID
#3100) Coal Hollow Project, Kane County, Utah, C/025/0005***

Dear Mr. Haddock:

Based on discussions with UDOGM staff, Alton Coal Development is submitting this supplemental information for the Mining and Reclamation Plan, C/025/005. Each item in this submittal is in response to specific requests made by the Division as part of the technical evaluation of the plan.

Please let me know if there is any other assistance that we can provide.

Sincerely,

Chris McCourt

File in:

☒ Confidential☐ Shelf☐ ExpandableRefer to Record No. 0026 Date 10/13/2009In C/0250005, Incoming & Nate Golden**RECEIVED****OCT 14 2009****DIV. OF OIL, GAS & MINING**

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APPLICATION FOR COAL PERMIT PROCESSING

C0250005, Incoming
#3371 &
CONFIDENTIAL

Permit Change ☐ New Permit ☒ Renewal ☐ Exploration ☐ Bond Release ☐ Transfer ☐

Permittee: Alton Coal Development, LLC

Mine: Coal Hollow

Permit Number: C/025/0005

Title: Mining and Reclamation Plan - Supplemental Information for Technical Review 2 (Task ID #3100) Revisions

Description, include reason for application and timing required to implement:

These documents are supplemental to the submission made by ACD dated August 27, 2009.

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- ☐ Yes ☒ No 1. Change in the size of the Permit Area? Acres: _____ Disturbed Area: _____ ☐ increase ☐ decrease.
- ☐ Yes ☒ No 2. Is the application submitted as a result of a Division Order? DO# _____
- ☐ Yes ☒ No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- ☐ Yes ☒ No 4. Does the application include operations in hydrologic basins other than as currently approved?
- ☐ Yes ☒ No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- ☐ Yes ☒ No 6. Does the application require or include public notice publication?
- ☒ Yes ☐ No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- ☐ Yes ☒ No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- ☐ Yes ☒ No 9. Is the application submitted as a result of a Violation? NOV # _____
- ☐ Yes ☒ No 10. Is the application submitted as a result of other laws or regulations or policies?
- Explain:* _____
- ☒ Yes ☐ No 11. Does the application affect the surface landowner or change the post mining land use?
- ☐ Yes ☒ No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- ☒ Yes ☐ No 13. Does the application require or include collection and reporting of any baseline information?
- ☐ Yes ☒ No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- ☒ Yes ☐ No 15. Does the application require or include soil removal, storage or placement?
- ☒ Yes ☐ No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- ☒ Yes ☐ No 17. Does the application require or include construction, modification, or removal of surface facilities?
- ☒ Yes ☐ No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- ☒ Yes ☐ No 19. Does the application require or include certified designs, maps or calculation?
- ☐ Yes ☒ No 20. Does the application require or include subsidence control or monitoring?
- ☐ Yes ☒ No 21. Have reclamation costs for bonding been provided?
- ☒ Yes ☐ No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- ☒ Yes ☐ No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations herein.

Robert Nead
Print Name

[Signature] 10/12/09
Sign Name, Position, Date

Subscribed and sworn to before me this 12 day of Oct, 2009

[Signature]
Notary Public
My commission Expires: July 16, 2010
Attest: State of FLORIDA) ss:
County of COLLIER



For Office Use Only:

Assigned Tracking
Number:

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DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: Alton Coal Development, LLC

Mine: Coal Hollow

Permit Number: C/025/0005

Title: Mining and Reclamation Plan - Supplemental Information for Technical Review 2 (Task ID #3100) Revisions

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED

☐ Add ☒ Replace ☐ Remove

Volume 7 Confidential, Appendix 1-1, 112.310 Members and Managers of Alton Coal page

☐ Add ☐ Replace ☐ Remove

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Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.

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Received by Oil, Gas & Mining

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OCT 14 2009

DIV. OF OIL, GAS & MINING

112.310 Members and Managers of Alton Coal Development, L.L.C.

Social Security numbers of Alton Coal Development, LLC's members and managers provided in "Confidential Binder" Appendix 1-1

Manager Chris R. McCourt
1461 N. 3775 W.
Cedar City, UT 847210
528-83-1714

Member Stonie Barker, Jr.
~~714 Bob White Lane~~ 1878 Mission Dr.
Naples, FL 341098
224-24-9379

Member Alexander D. Mirrow
2514 Oleaster Ct.
Grand Junction, CO 81505
457-23-5667

Past Member Beverly Holwerda
960 Cape Marco Drive
Marco Island, FL 34145
384-70-0373

Member Robert C. Nead, Jr.
6602 Ilex Circle
Naples, FL 34109
267-82-9706

Member James J. Wayland
2841 Capistrano Way
Naples, FL 34105
227-68-3509

Member Anthony P. Gargiulo
960 Cape Marco Dr. #1001
Marco Island, FL 34145
019-22-0932

All members and managers use the employer identification number of Alton Coal Development, LLC No. 42-1655092.